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Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,

v.

ANTHONY PHAN,  
aka, "CHINO,"  
JOSE SERGIO GODINEZ,  
aka, "JOEY,"  
aka, "BIGGZ,"  
ALFREDO ALBOR JR.,  
aka, "BONES,"  
aka, "ALFRED,"  
JOSE FEDERICO ANGULO BARRERA,  
aka, "FEDERICO,"  
ERNIE HERNANDEZ,  
ALBARO ALBERTO GONZALEZ  
MORENO,  
DULCE GUADALUPE MEDINA,  
JESUS SUAREZ,  
VICTOR CALDERON,  
aka, "BIG VIC," and  
JACOB WESLEY BLACKWOOD,

Defendants.

CASE NO. 2:24-CR-0065 DJC

STIPULATION AND JOINT REQUEST FOR  
PROTECTIVE ORDER; ~~PROPOSED~~  
PROTECTIVE ORDER

**I. STIPULATION**

1. The United States of America, by and through Assistant United States Attorney Kerry Blackburn, together with Todd Leras, counsel for Anthony Phan; Martin Jones, counsel for Jose Sergio Godinez; Shari Rusk and John Balazs, counsel for Alfredo Albor Jr.; Toni White, counsel for Jose

1 Federico Angulo Barrera; Robert Darrohn, counsel for Ernie Hernandez; Jeff Elliott, counsel for Alvaro  
2 Alberto Gonzales Moreno; Danica Mazenko, counsel for Dulce Guadalupe Medina; Kyle Knapp,  
3 counsel for Jesus Suarez; and Chris Cosca, counsel for Jacob Wesley Blackwood (“Defense Counsel”),  
4 for the reasons set forth below, hereby stipulate, agree, and jointly request that the Court enter a  
5 Protective Order in this case restricting the use and dissemination of certain materials that could identify  
6 undercover agents and/or confidential sources, and/or that contain personal identifying information  
7 (“PII”) and other confidential information of real persons.

8         2.       This Court may enter protective orders pursuant to Rule 16(d) of the Federal Rules of  
9 Criminal Procedure, Local Rule 141.1, and its general supervisory authority.

10        3.       On June 27, 2024, the Grand Jury returned a Superseding Indictment charging the  
11 Defendants with violations of Title 21 of the United States Code including a violation of 21 U.S.C. §§  
12 846, 841(a)(1).

13        4.       The Government will begin providing discovery to Defense Counsel within 10 days of  
14 the signing of this protective order. At this time, the Government intends to disclose materials that  
15 could more clearly identify undercover agents and/or confidential sources. The Government seeks to do  
16 so pursuant to its discovery obligations, although some of the materials may exceed the scope of the  
17 Government’s discovery obligations and will be produced to promote a prompt and just resolution of the  
18 case.

19        5.       The materials may include, but not be limited to: (1) audio recordings, video recordings,  
20 photographs, investigative reports and/or other documents that could identify law enforcement  
21 undercover agents and/or confidential sources; and (2) materials containing PII and other confidential  
22 information of real persons. These real persons are third parties, codefendants, and/or witnesses to this  
23 case. This discovery will be considered “Protected Material” as described in this stipulation and order,  
24 as will any other discovery marked as Protected Material.

25        6.       The purpose of this stipulation and order is to establish the procedures that must be  
26 followed by Defense Counsel, any designated employees, and any other individual who receives access  
27 to any Protected Material in this case and the information therein.

1           7.       The Government shall produce the Material to Defense Counsel, designating the  
2 discovery with the bates prefix, "VIGILETAL\_PM\_." This discovery, and any subsequent material  
3 discovered by the Government to Defense Counsel using this bates-prefix, shall be considered Protected  
4 Material.

5           8.       All Protected Material in this case is now and will forever remain the property of the  
6 Government. It is entrusted to Defense Counsel only for purposes of representing the Defendant during  
7 the pendency of this case.

8           9.       Defense Counsel shall not give any Protected Material to any person other than Defense  
9 Counsel's staff assisting in preparation of the present case. The term "staff" shall explicitly include only  
10 attorneys, paralegals, legal assistants, retained experts, and investigators assisting Defense Counsel in  
11 the present matter. The term excludes any other defendant in this matter or any other pending matter  
12 against the Defendants; any person involved in any case in which discovery concerning the Defendants  
13 are produced; and any other person other than those specifically authorized to see Protected Material  
14 under this paragraph.

15          10.      Any person receiving access to the Protected Material from Defense Counsel shall be  
16 bound by the same obligations as Defense Counsel and, further, may not give any Protected Material to  
17 anyone.

18          11.      No members of the Defendant's family, friends of the Defendant, personal or  
19 professional associates of the Defendant, or any other person affiliated with the Defendant or any  
20 Defendant in a related case shall be given access to any Protected Material or its contents in any manner,  
21 for any reason.

22          12.      Defense Counsel may make copies of Protected Material and may take written or typed  
23 notes summarizing it in connection with preparation of the case. If necessary to the litigation of the  
24 instant matter, Defense Counsel may also have audio or video forms of Protected Material transcribed.  
25 All notes, copies, duplicates, summaries, transcripts, or other representations of or concerning the  
26 information in the Protected Material comprises "Protected Material" itself, must be affixed with the  
27 corresponding bates numbers and the "Protected Material" ledger, and is subject to all terms of this  
28 stipulation and order.

1           13. Defense Counsel shall maintain a list of persons to whom any Protected Material is being  
2 or has been given. Such persons shall be provided with a copy of the executed version of this stipulation  
3 and order, shall sign their full names to a copy, and shall in writing acknowledge that they understand its  
4 terms and are bound by it. If Defense Counsel is replaced for any reason, or if new counsel is appointed  
5 in any phase of the matter, the new counsel shall not have access to any Protected Material until and  
6 unless they sign a copy of this stipulation and order.

7           14. Defense Counsel may use the Protected Material in the defense of their client in the  
8 instant case in any manner deemed essential to adequately represent him (i.e., in motions that are filed  
9 under seal, if necessary; in ex-parte applications as may be needed; and in reproducing and summarizing  
10 Protected Material for use in trial preparation summaries, exhibits and as evidence, as may be needed),  
11 consistent with this stipulation and order as it shall be originally prepared and signed.

12           15. In the event Defense Counsel needs to use any Protected Material in a manner not  
13 authorized under this stipulation and order, Defense Counsel is entitled to seek to have this stipulation  
14 and order amended by the District Court, after having given notice to counsel for the Government, in a  
15 hearing before the District Court, to meet the obligations under the Sixth Amendment to the United  
16 States Constitution.

17           16. Defense Counsel and any authorized members of Defense Counsel's staff are authorized  
18 to review with Defendant the contents of the Protected Material. Defense Counsel and authorized  
19 members of his/her staff, however, are prohibited from in any way giving Defendant any Protected  
20 Material or any memorialization of the content of any of it, such as: any of the Protected Material itself;  
21 copies of any of the Protected Material; copies of excerpts of any of the Protected Material; or  
22 summaries of any of the Protected Material. This prohibition will not extend to the Defendant viewing  
23 the Protected Material in open court should any of these materials or summaries thereof be used in the  
24 litigation of this case.

25           17. Defense Counsel is authorized to show copies of the Protected Material to potential  
26 witnesses in this case. Defense Counsel is prohibited, however, from in any way giving any potential  
27 witness any Protected Material, or any memorialization of the content of any of it; or allowing any  
28 potential witness to make a copy or in any way memorialize the contents of any Protected Material.

Dated: July 2, 2024

Respectfully Submitted,

PHILLIP A. TALBERT  
United States Attorney

By: /s/ KERRY BLACKBURN  
KERRY BLACKBURN  
Assistant United States Attorney

Dated: July 3, 2024

/s/ TODD LERAS  
TODD LERAS  
Counsel for Defendant  
Anthony Phan

Dated: July 2, 2024

/s/ MARTIN JONES  
MARTIN JONES  
Counsel for Defendant  
Jose Sergio Godinez

Dated: July 2, 2024

/s/ SHARI RUSK  
SHARI RUSK  
Counsel for Defendant  
Alfredo Albor Jr.

Dated: August 6, 2024

/s/ JOHN BALAZS  
JOHN BALAZS  
Counsel for Defendant  
Alfredo Albor Jr.

Dated: July 2, 2024

/s/ TONI WHITE  
TONI WHITE  
Counsel for Defendant  
Jose Federico Angulo Barrera

Dated: July 3, 2024

/s/ ROBERT DARROHN  
ROBERT DARROHN  
Counsel for Defendant  
Ernie Hernandez

Dated: August 8, 2024

/s/ JEFF ELLIOTT  
JEFF ELLIOTT  
Counsel for Defendant  
Alvaro Alberto Gonzalez Moreno

Dated: July 2, 2024

/s/ DANICA MAZENKO  
DANICA MAZENKO  
Counsel for Defendant  
Dulce Guadalupe Medina

1 Dated: July 2, 2024

/s/ KYLE KNAPP  
KYLE KNAPP  
Counsel for Defendant  
Jesus Suarez

2  
3 Dated: August 24, 2024

/s/ ETAN ZAITSU  
ETAN ZAITSU  
Counsel for Defendant  
Victor Calderon

4  
5  
6 Dated: July 2, 2024

/s/ CHRIS COSCA  
CHRIS COSCA  
Counsel for Defendant  
Jacob Wesley Blackwood

**~~[PROPOSED]~~ FINDINGS AND ORDER**

The Court having read and considered the Stipulation and Joint Request for a Protective Order, which this Court incorporates by reference into this Order in full, hereby finds that GOOD CAUSE exists to enter the above Order.

IT IS SO FOUND AND ORDERED this 29 day of August 2024.



THE HONORABLE JEREMY D. PETERSON  
UNITED STATES MAGISTRATE JUDGE